

**UNITED STATES JUDICIAL PANEL  
on  
MULTIDISTRICT LITIGATION**

**IN RE: MONITRONICS INTERNATIONAL, INC.,  
TELEPHONE CONSUMER PROTECTION ACT  
(TCPA) LITIGATION**

MDL No. 2493

(SEE ATTACHED SCHEDULE)

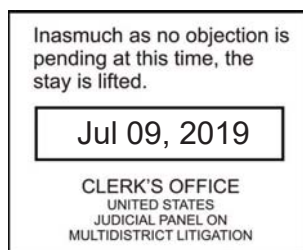
**CONDITIONAL REMAND ORDER**

The transferee court in this litigation has advised the Panel that coordinated or consolidated pretrial proceedings in the action(s) on this conditional remand order have been completed and that remand to the transferor court(s), as provided in 28 U.S.C. § 1407(a), is appropriate.

IT IS THEREFORE ORDERED that the action(s) on this conditional remand order be remanded to its/their respective transferor court(s).

IT IS ALSO ORDERED that, pursuant to Rule 10.2 of the Rules of Procedure of the United States Judicial Panel on Multidistrict Litigation, the transmittal of this order to the transferee clerk for filing shall be stayed 7 days from the date of this order. If any party files a notice of opposition with the Clerk of the Panel within this 7-day period, the stay will be continued until further order of the Panel. This order does not become effective until it is filed in the office of the Clerk for the United States District Court for the Northern District of West Virginia.

IT IS FURTHER ORDERED that, pursuant to Rule 10.4(a), the parties shall furnish the Clerk for the Northern District of West Virginia with a stipulation or designation of the contents of the record to be remanded.



FOR THE PANEL:

John W. Nichols  
Clerk of the Panel

**IN RE: MONITRONICS INTERNATIONAL, INC.,  
TELEPHONE CONSUMER PROTECTION ACT  
(TCPA) LITIGATION**

MDL No. 2493

**SCHEDULE FOR CRO**

<b>TRANSFeree</b>			<b>TRANSFEROR</b>			<b>CASE CAPTION</b>
<b><u>DIST</u></b>	<b><u>DIV.</u></b>	<b><u>C.A.NO.</u></b>	<b><u>DIST</u></b>	<b><u>DIV.</u></b>	<b><u>C.A.NO.</u></b>	
WVN	1	15-00059	CAC	2	14-08880	Newton Vaughan v. Versatile Marketing Solutions, Inc. et al
WVN	1	15-00137	CAC	2	15-02644	Lawrence Tarizzo v. Alliance Security Inc.
WVN	1	16-00035	CAN	5	16-00456	Corralez-Estrada-Diaz v. Alliance Security Inc.
WVN	1	16-00133	FLM	8	16-01306	Wagy v. Monitronics International, Inc. et al
WVN	1	15-00161	FLS	1	15-22862	Newhart v. Monitronics International, Inc. et al
WVN	1	16-00129	FLS	9	16-81313	Meyers v. Alliance Security, Inc.
WVN	1	17-00138	MIE	2	17-12471	Dobronski v. Alliance Security, Inc. d/b/a AH Security et al
WVN	1	16-00014	MIW	1	16-00019	Frazer v. Alliance Security, Inc.
WVN	1	16-00036	NJ	1	16-00130	GERACI v. ALLIANCE SECURITY, INC. et al
WVN	1	14-00215	NYE	1	14-04410	Bank v. Alliance Security Inc. et al
WVN	1	15-00238	OHN	1	15-02572	Reo v. Alliance Security, Inc.
WVN	1	15-00100	PAW	2	15-00185	ABRAMSON v. ALLIANCE SECURITY, INC.
WVN	1	14-00087	TXS	3	14-00153	Finklea v. Monitronics International, Inc., et al.



passage of time. Checks were issued to all 324,333 settlement class members who submitted valid claims on October 17, 2018, meaning that the checks were void unless cashed by April 15, 2019.

Approximately 292,000 Settlement Class Members who submitted valid claims cashed the checks issued to them. This Court has determined that it would be administratively feasible to redistribute the funds from the uncashed checks from the Settlement Fund to those settlement class members who cashed their checks from the first distribution giving consideration to, among other things, the costs of printing the checks, mailing them, and monitoring their status. This process is expected to be complete by approximately November of this year.

The other significant defendants in this matter, in addition to Monitronics, include:

Alliance Security, Inc.

Versatile Marketing Solutions, Inc.

UTC Fire & Security Americas Corporation, Inc.

Honeywell International, Inc.

Alliance Security, Inc., entered and remains in Chapter 11 bankruptcy proceedings in the United States Bankruptcy Court for the District of Rhode Island, In re: Alliance Security, Inc., Case No. 17-11190. Accordingly, any claims against Alliance would have to be pursued in the Chapter 11 proceeding.

Versatile Marketing Solutions, Inc. is simply the former name of Alliance Security, Inc.

On December 22, 2016, this Court granted summary judgment in favor of UTC Fire & Security Americas Corporation, Inc. and Honeywell International, Inc. and dismissed both

entities from these actions. [Doc. 894]. The dismissals were affirmed by the United States Court of Appeals for the Fourth Circuit in a published decision, **Hodgin v. UTC Fire & Security Americas Corp., Inc.**, 885 F.3d 243 (4th Cir. 2018).

I. As a result of the foregoing, the following cases have been **dismissed** by this Court:

Hodgin v. Monitronics, 1:13-CV-263 (Western Dist. of Washington, 2:13-CV-321)

Bennett v. Monitronics, 1:14-CV-34 (Southern Dist. of Alabama, 14-00054)

Mey v. Honeywell Inter., 1:14-CV-59 (Southern Dist. of W. Va., 2:12-CV-1721)

Dolemba v. Monitronics, 1:14-CV-66 (Northern Dist. of Illinois, 14-CV-1955)

Dolemba v. Alliance Security, 1:14-CV-82 (Northern Dist. of Illinois, 14-CV-2701)

Charvat v. Monitronics, 1:14-CV-162 (Southern Dist. of Ohio, 2:14-CV-1366)

Mey v. Monitronics, 5:11-CV-90 (Northern Dist. of West Virginia)

II. In the following cases, the plaintiffs opted out of the Monitronics settlement. This Court held mediations in these cases in an effort to resolve the same. Each of the following cases were settled and resolved either prior to or in mediation.

Giles v. Monitronics, 1:14-CV-20 (Northern Dist. of Georgia, 1:13-CV-3377)

Fairley v. Monitronics, 1:14-CV-54 (Northern Dist. of Ohio, 1:14-CV-525)

Cunningham v. Monitronics, 1:14-CV-169 (Middle Dist. of Tennessee, 3:14-CV-769)

Cunningham v. Monitronics, 1:15-CV-169 (Middle Dist. of Tennessee, 3:15-CV-929)

Worsham v. Monitronics, 1:15-CV-225 (Dist. Maryland, 1:15-CV-2139)

Worsham v. Monitronics, 5:16-CV-82 (Dist. Maryland, 1:16-CV-600)

Worsham v. Monitronics, 5:16-CV-127 (Dist. Maryland, 1:16-CV-1285)

Primack v. Monitronics, 1:16-CV-90 (Northern Dist. of Illinois, 1:16-CV-4069)

Lucas v. Monitronics, 5:17-CV-157 (Southern Dist. of Ohio, 1:17-CV-374)

III. The following cases had claims against Monitronics that were **resolved** by the class settlement. An order has been entered dismissing Monitronics from the cases. Accordingly, this Court recommends that these cases be **remanded** to the Court of origination:

Finklea v. Monitronics, 1:14-CV-87 (Southern Dist. of Texas, 3:14-CV-153)

remaining defendant: Alliance

Bank v. Alliance Security, 1:14-CV-215 (Eastern Dist. of New York, 1:14-CV-4410)

remaining defendant: Alliance

Newhart v. Monitronics, 1:15-CV-161 (Southern Dist. of Florida, 1:15-CV-22862)

remaining defendant: Alliance

Wagy v. Monitronics, 5:16-CV-133 (Middle Dist. of Florida, 8:16-CV-1306)

remaining defendant: Alliance

IV. The following cases did not include Monitronics as a defendant. Accordingly, this Court recommends that these cases be remanded to the court of origination:

Beavers v. Gotra, 1:14-CV-64 (Northern Dist. of West Virginia)

remaining defendants: Jasjit Gotra, Alliance

Vaughan v. John Does 1-10, 1:15-CV-59 (California Central, 2:14-CV-8880)

remaining defendant: John Does 1-10

Abramson v. Alliance, 1:15-CV-100 (Western Dist. of Pennsylvania, 2:15-CV-185)

remaining defendant: Alliance

Tarizzo v. Alliance, 1:15-CV-137 (California Central, 2:15-CV-2644)

remaining defendant: Alliance

Reo v. Alliance, 1:15-CV-238 (Northern Dist. of Ohio, 1:15-CV-2572)

remaining defendant: Alliance

Frazer v. Alliance, 1:16-CV-14 (Western Dist. of Michigan, 1:16-CV-19)

remaining defendant: Alliance

Corrales-Estrada-Diaz v. Alliance, 1:16-CV-35 (California Northern, 5:16-CV-456)

remaining defendant: Alliance

Geraci v. Alliance, 1:16-CV-36 (Dist. New Jersey, 1:16-CV-130)

remaining defendant: Alliance

Barger v. Alliance, 1:16-CV-105 (Northern District of West Virginia)

remaining defendant: Alliance

Meyers v. Alliance, 5:16-CV-129 (Southern Dist. of Florida, 9:16-CV-81313)

remaining defendant: Alliance

Dobrinski v. Alliance, 5:17-CV-138 (Eastern District of Michigan, 2:17-CV-12471)

remaining defendant: Alliance

**V.** Upon receipt of an order to remand from the Clerk of the Judicial Panel on Multidistrict Litigation (“MDL Panel”) and any joint designation of the MDL 2493 record by counsel or a party, the Clerk of this court is directed to transmit the following to the transferor court: (1) a copy of the member case docket sheet; (2) the entire file for the

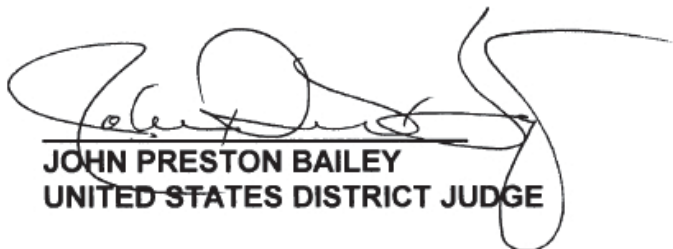
member case; (3) the docket sheet for MDL 2493, 1:13-MD-2493; (4) all Pretrial Orders (“PTO”) entered in 1:13-MD-2493; and (5) any other filing from 1:13-MD-2493 which the parties jointly designate. It is **ORDERED** that within seven (7) days of the MDL Panel’s transmittal of the remand order to this court, the parties shall file a joint designation of any non-PTO filings from 1:13-md-2493.

It is so **ORDERED**.

The court **DIRECTS** the Clerk to send a copy of this Order and Suggestion of Remand to the Clerk of the MDL Panel, counsel of record and any unrepresented party.

It is so **ORDERED**.

**DATED:** June 26, 2019.



**JOHN PRESTON BAILEY**  
**UNITED STATES DISTRICT JUDGE**